JONI J. JONES (UT Bar #7562) 1 LODGED FILED DAVID N. WOLF (UT Bar # 6688) COPY 2 Assistant Utah Attorneys General OFFICE OF THE ATTORNEY GENERAL MAY 07 2012 3 Attorneys for Defendant/Intervenor Mark L. Shurtleff CLURK U.S. DISTRICT COURT 160 East 300 South, Sixth Floor DISTRICT OF ARIZONA M DEPUTY P.O. Box 140856 5 Salt Lake City, Utah 84114-0856 Telephone: (801) 366-0100 6 Facsimile: (801) 366-0101 E-mail: jonijones@utah.gov 7 E-mail: dnwolf@utah.gov 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE DISTRICT OF ARIZONA 10 TOWN OF COLORADO CITY, an 11 Arizona municipality, Case No. 3:11-cv-8037 - DGC 12 Plaintiff, 13 v. 14 THE UNITED EFFORT PLAN **UTAH ATTORNEY GENERAL** 15 TRUST, (Dated November 9, 1942, MARK L. SHURTLEFF'S MOTION Amended April 10, 1946, and Amended TO INTERVENE 16 and Restated on November 3, 1998); and BRUCE WISAN, Special 17 Fiduciary; RONALD COOKE and JINJER COOKE, husband and wife; 18 ROBERT BLACK and JANE DOE 19 BLACK, husband and wife, 20 Defendants. 21 Intervenor Utah Attorney General, Mark L. Shurtleff, by and through his 22 undersigned counsel of record and pursuant to Federal Rule of Civil Procedure 24 and 23 Local Rule 7.2(a), hereby respectfully moves the Court to intervene in this action on the 24 25 grounds that he has an interest in (1) protecting the interests of the beneficiaries of the

United Effort Plan Trust (UEP Trust); (2) ensuring the Trust is enforced in a consistent, lawful manner; and (3) ensuring agreements entered into by the Special Fiduciary of the UEP Trust are valid and enforceable. This Motion is accompanied by a supporting memorandum of points and authorities, filed and served concurrently. DATED this day of May 2012. DAVID N. WOLF Assistant Utah Attorneys General Attorneys for Defendant Mark L. Shurtleff 

**CERTIFICATE OF SERVICE** 1 2 I hereby certify that on the 5<sup>th</sup> day of May 2012, I caused a copy of the foregoing **UTAH** 3 ATTORNEY GENERAL MARK L. SHURTLEFF'S MOTION TO INTERVENE to be 4 mailed postage prepaid, to the following: 5 Clerk of the Court 6 Arizona District Court 401 W. Washington Street, Ste. 130 7 Phoenix, AZ 85003 8 Jeffrey Charles Matura Graif Barrett & Matura PC 9 1850 N. Central Ave., Ste. 500 10 Phoenix, AZ 85004 11 Alison Pulaski Carter Michael Lee Parrish 12 Stinson Morrison Hecker, LLP 13 1850 N. Central Ave., Ste. 2100 Phoenix, AZ 85004-4584 14 William G. Walker 15 177 N. Church Ave., Ste. 700 16 Tucson, AZ 85701 17 18 19 20 21 22 23 24 25